

E. Evans Wohlforth, Jr., Esq.
Julia E. Palermo, Esq.
GIBBONS P.C.
One Gateway Center
Newark, New Jersey 07102-5310
973-596-4500
Attorneys for Defendant
Save On SP, LLC

David Elsberg, Esq. (*admitted pro hac vice*)
Andrew R. Dunlap, Esq. (*admitted pro hac vice*)
Meredith Nelson, Esq. (*admitted pro hac vice*)
SELENDY GAY ELSBERG PLLC
1290 Avenue of the Americas
New York, New York 10104
212-390-9000
Attorneys for Defendant
Save On SP, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

JOHNSON & JOHNSON HEALTH CARE
SYSTEMS INC.,

Plaintiff,

v.

SAVE ON SP, LLC,

Defendant.

Case No. 2:22-cv-02632-JMV-CLW

CERTIFICATION OF COUNSEL
IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS

I, E. Evans Wohlforth, Jr., Esq. of full age, hereby certify and state:

1. I am an attorney at law in the State of New Jersey and admitted to practice in this Court. I am a Partner at Gibbons P.C., which represents the Defendant Save On SP, LLC, in this action. I am therefore fully familiar with the facts set forth herein.

2. Exhibit 1 is a true and accurate copy of a certified transcript of the IPBC and SaveonSP Training video, referenced in Johnson & Johnson Health Care Systems Inc.'s ("JJHCS") Complaint, ¶ 9.
3. Exhibit 2 is a true and accurate copy of the slides accompanying the IPBC and SaveonSP Training video, referenced in JJHCS's Complaint, ¶ 10.
4. Exhibit 3 is a true and accurate electronic copy of the IPBC and SaveonSP Training video, referenced in JJHCS's Complaint, ¶ 9.
5. Exhibit 4 is a true and accurate copy of the STELARA Savings Program December 2021 terms and conditions, referenced in JJHCS's Complaint, ¶ 102.
6. Exhibit 5 is a true and accurate copy of the TREMFYA Savings Program December 2021 terms and conditions, referenced in JJHCS's Complaint, ¶ 102.
7. Exhibit 6 is a true and accurate copy of the Village of Lindenhurst Human Resources Committee Meeting Agenda, dated March 11, 2021, referenced in JJHCS's Complaint, ¶ 13.
8. Exhibit 7 is a true and accurate copy of the Blue Cross Blue Shield of Western New York flier titled SaveonSP: Copay Offset Program for Specialty Medication, referenced in JJHCS's Complaint, ¶ 76.
9. Exhibit 8 is a true and accurate copy of the DARZALEX Savings Program September 2021 terms and conditions, referenced in JJHCS's Complaint, ¶ 18.
10. Exhibit 9 is a true and accurate copy of a blog post written by Anndi McAfee, titled SaveonSP's Copay Maximizer Failed Me: A Patient's Perspective, referenced in JJHCS's Complaint, ¶ 88.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

Dated: Newark, New Jersey
July 15, 2022

/s/ E. Evans Wohlforth, Jr.

E. Evans Wohlforth, Jr.

GIBBONS, P.C.

One Gateway Center

Newark, New Jersey 07102-5310

Tel: (973) 596-4500

ewohlforth@gibbonslaw.com